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18 UNITED STATES DISTRICT COURT
19 NORTHERN DISTRICT OF CALIFORNIA
20 SAN JOSE DIVISION

21 CLRB HANSON INDUSTRIES, LLC
22 d/b/a INDUSTRIAL PRINTING, and
23 HOWARD STERN, on behalf of
24 themselves and all others similarly situated,

25 Plaintiffs,

26 v.

27 GOOGLE INC.,

28 Defendant.

CASE NO. C 05-03649 JW

**Joint Case Management Statement
Pursuant to June 17, 2008 Order
Following Case Management Conference**

Date: October 6, 2008

Time: 10:00 a.m.

Place: Courtroom 8

Judge: Honorable James Ware

1 The parties to the above-entitled action jointly submit this Case Management Statement
2 pursuant to the Court's June 17, 2008 Order Following Case Management Conference.

3 **CLASS CERTIFICATION MOTION UPDATE**

4 The parties jointly ask the Court to postpone the November 21, 2008 hearing on Plaintiffs'
5 anticipated Motion for Class Certification due to the discovery issues described below. The
6 parties will further update the Court at the Case Management Conference currently scheduled for
7 October 6, 2008 at 10:00 am.

8 The parties are currently pursuing discovery. Plaintiffs served Defendant a Request for
9 Production of Documents on July 21, 2008. Google has produced some documents in response to
10 the requests, and plans to complete production over approximately the next three to six months,
11 depending on the scope of production the parties ultimately agree on. Plaintiffs also served
12 Defendant a Notice of Rule 30(b)(6) Deposition of Google Inc. on July 21, 2008. The parties are
13 waiting to schedule the dates that Google will produce witnesses in response to the deposition
14 notice until Google produces certain documents responsive to Plaintiffs' document requests. The
15 parties are negotiating the scope and schedule of the requested depositions. Finally, Plaintiffs
16 served Defendant interrogatories on July 21, 2008, to which Defendant objected and responded
17 on August 25, 2008. The parties are in the process of meeting and conferring regarding
18 Defendant's responses and objections.

19 Defendant served Plaintiffs with a Request for Production of Documents on July 22, 2008.
20 Plaintiffs have produced some documents in response to the requests and expect to complete the
21 production next week. Defendant served Plaintiffs with Requests for Admissions and
22 Interrogatories (Set One) on August 25, 2008, and a Second Set of Interrogatories on September
23 12, 2008. Plaintiffs' responses are not yet due to these discovery requests. Defendants also
24 served Howard Stern and Cindy Hanson with deposition notices, and served CLRB Hanson
25 Industries, LLC with a Notice of Rule 30(b)(6) Deposition. The parties are negotiating the scope,
26 schedule, and validity of the requested depositions. Because of medical issues, the deposition of
27 CLRB's 30(b)(6) witness cannot take place until mid-November at the earliest.

1 Dated: September 26, 2008

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23 Dated: September 26, 2008

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